

JAN 27 2006

Atty Docket No. 020460-000760US

PTO FAX NO.: 1-571-273-8300

ATTENTION: Examiner Stewart, Alvin J.

Group Art Unit: 3738

OFFICIAL COMMUNICATION
FOR THE PERSONAL ATTENTION OF
EXAMINER Stewart, Alvin J.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following documents in re Application of ENRIQUE J. KLEIN, Application No. 10/810,259, filed March 26, 2004 for RADIALLY EXPANSIBLE VESSEL SCAFFOLD AND ASSEMBLY FOR ITS DELIVERY are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Documents Attached

1. Transmittal (1 page)
2. Response to Election of Species Requirement (2 pages)

Number of pages being transmitted, including this page: 4

Dated: 1/27/06


Shemekia N. Brown

***PLEASE CONFIRM RECEIPT OF THIS PAPER BY
RETURN FACSIMILE AT (415) 576-0300***

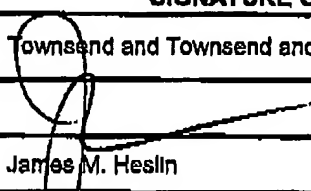
TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, CA 94111-3834
Telephone: 650-326-2400
Fax: 650-326-2422
0024


60689817 v1

| TRANSMITTAL FORM | | Application Number | |
|--|--|----------------------|--|
| | | 10/810,259 | |
| (to be used for all correspondence after initial filing) | | Filing Date | |
| | | March 28, 2004 | |
| | | First Named Inventor | |
| | | KLEIN, ENRIQUE J. | |
| | | Art Unit | |
| | | 3738 | |
| Examiner Name | | Stewart, Alvin J. | |
| Attorney Docket Number | | 020460-000760US | |
| Total Number of Pages in This Submission | | 3 | |

PTO/SB/21 (08-04)

**RECEIVED
CENTRAL FAX CENTER
JAN 27 2006**

| ENCLOSURES (Check all that apply) | | |
|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to TC |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input checked="" type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Change of Correspondence Address | <input type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) _____ | |
| <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application | <input type="checkbox"/> Landscape Table on CD | |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | Remarks The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430. | |
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | |
| Firm Name | Townsend and Townsend and Crew LLP | |
| Signature |  | |
| Printed name | James M. Heslin | |
| Date | 1/27/06 | Reg. No. 29,541 |

| CERTIFICATE OF TRANSMISSION/MAILING | | | |
|---|--|-------------------|---------|
| I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. 1-571-273-8300 on 1/27/06. | | | |
| Signature  | | | |
| Typed or printed name | | Shemekia N. Brown | Date |
| | | | 1/27/06 |

60689811 v1

**RECEIVED
CENTRAL FAX CENTER**

JAN 27 2006

I hereby certify that this correspondence is being facsimile
transmitted to the United States Patent and Trademark Office,
Fax No. 571-273-8300 on 1/27/06.

PATENT

Attorney Docket No.: 020460-000760US

Client Ref. No.: 130-6-D

TOWNSEND and TOWNSEND and CREW LLP

By: 

Sherockia N. Brown

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

ENRIQUE J. KLEIN

Application No.: 10/810,259

Filed: March 26, 2004

For: **RADIALLY EXPANSIBLE
VESSEL SCAFFOLD AND ASSEMBLY
FOR ITS DELIVERY**

Customer No.: 20350

Confirmation No. 8305

Examiner: Stewart, Alvin J.

Technology Center/Art Unit: 3738

**RESPONSE TO ELECTION OF SPECIES
REQUIREMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Election of Species Requirement mailed 12/27/05, applicants elect the following species and sub-species:

Species II
Sub-species A
Sub-species A

Figure 2
Figure 20B
Figure 20E

Applicants identify all pending claims as reading on this elections. Applicants further note that none of the features in the elected sub-species are present in any of the present claims

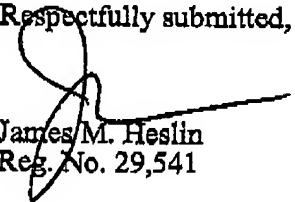
PATENT

Attorney Docket No.: 020460-000760US

Client Ref. No.: 130-6-D

but applicants reserve the right to introduce the elected sub-species during the course of prosecution should applicant wish to do so.

Respectfully submitted,


James M. Heslin
Reg. No. 29,541

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 650-326-2400
Fax: 415-576-0300
Attachments
JMH:snb
60889807 v1